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Message Text

SECRET

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42
ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 NSCE-00 /026 W
---------- 076063
O R 211257Z JAN 76
FM AMEMBASSY ANKARA
TO SECSTATE WASHDC IMMEDIATE 2087
INFO SECDEF WASHDC IMMEDIATE ZFF-2
AMEMBASSY ATHENS
AMEMBASSY NICOSIA
AMCONSUL ADANA
AMCONSUL ISTANBUL
AMCONSUL IZMIR
USMISSION USNATO
DIRNSA WASHDC
USNMR SHAPE
CINCUSAFE
CINCEUR
USDOCOSOUTH NAPLES
CINCUSAREUR
CINCUSNAVEUR LONDON

S E C R E T ANKARA 0515

EXDIS

MILITARY ADEES HANDLE AS SPECAT EXCLUSIVE

E.O. 11652: XGDS-3 INDEFINITE
TAGS: MASS, MARR, PFOR, TU
SUBJ: TURKISH BASE NEGOTIATIONS: LAND AND RESIDUAL VALUE

REF: A. ANKARA 0505 DTG 211142Z JAN 76 B. STATE 13589 DTG
192359Z JAN 76

1. WHEN JANUARY 20 NEGOTIATING SESSION TURNED TO DISCUSSION
OF GOT PROVISION OF LAND FOR INSTALLATIONS (ARTICLE XIII OF
JOINT TEXT), ELEKDAG NOTED THAT THE US HAD DEFERRED DISCUSSION
ON ITS BRACKETED PARAS ONE AND TWO UNTIL DISCUSSION
OF ASSISTANCE ARTICLE. ELEKDAG CONFIRMED THAT THE GOT
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HAD DROPPED ITS REQUEST FOR COMPENSATION FOR LOSS IN

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THE PRODUCTIVE YIELD OF LAND OCCUPIED BY THE INSTAL-
LATIONS. HE ASKED WHETHER THE U.S. WOULD AGREE TO
DROP ITS TWO PARAS.ELEKDAG EXPLAINED THAT THE GOT
COULD NOT RPT NOT ACCEPT ANY LANGUAGE WHICH INDICATED THAT
IT WOULD BE COMMITTING NEW LAND FOR U.S. INSTALLATIONS.

2. I RESPONDED THAT U.S. IN NOT LOOKING FOR NEW REAL
ESTATE. I NOTED, HOWEVER, THE REFERENCE TO FACT THAT
LAND AREAS WERE "ALLOCATED" BY THE GOT IN A PARA ON
NON-REMOVABLE PROPERTY (PARA THREE OF ARTICLE XIII)
DID NOT MEET OUR NEED FOR LANGUAGE WHICH WOULD ABSOLVE
US FROM ANY CLAIMS FOR RENT OR OTHER COMPENSATION FOR
LAND OUR INSTALLATIONS ARE CURRENTLY OCCUPYING.

3. ASULA REVEALED THAT HE PLANNED REDRAFT ARTICLE TO
ELIMINATE PARA THREE, WHICH STATES THAT ALL NON-
REMOVABLE PROPERTY BELONGS TO THE GOT FROM THE DATE
OF ITS CONSTRUCTION OR INSTALLATION AND WHICH IS
IN CONTRADICTION WITH PARA FOUR GRANTING THE USG RIGHT TO
REQUEST RESIDUAL VALUE FOR THIS PROPERTY. THIS WOULD
PROVIDE AN OPPORTUNITY TO INCORPORATE NEW LANGUAGE ON
LAND. IT WAS AGREED THAT NEGOTIATING TEAM WOULD MEET
AT ASULA/GARDNER LEVEL TO WORK ON THIS PROBLEM.

4. COMMENT: A MEETING TO DISCUSS THIS ARTICLE HAS
BEEN TENTATIVELY SCHEDULED FOR AFTERNOON JANUARY 22,
WHEN WE EXPECT ASULA TO TABLE A NEW TEXT. EXCLUSION
OF PROVISIONS NOW IN THIRD PARA WOULD, OF COURSE, BE
TO OUR ADVANTAGE. IF WASHINGTON IS DEVELOPING SOME
VIEWS ON THE ALLOCATION OF LAND QUESTION AS INDICATED
REF B, WE WOULD MOST APPRECIATE RECEIVING THEM AS
SOON AS POSSIBLE.
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